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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/466,035	12/17/1999	MATTI SALLBERG	930049.458C1	9697

27476 7590 01/03/2003

Chiron Corporation
Intellectual Property - R440
P.O. Box 8097
Emeryville, CA 94662-8097

EXAMINER

PARAS JR, PETER

ART UNIT	PAPER NUMBER
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1632

DATE MAILED: 01/03/2003

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Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****Patent and Trademark Office**

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT PAPER

26

DATE MAILED:

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Commissioner of Patents and Trademarks

The reply filed on 10/10/02 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the claims as amended do not comply with 37 C.F.R. 1.121. In particular, Applicants requested in the CPA transmittal letter that the amendment after final received on April 22, 2002 be entered while concurrently filing a preliminary amendment with the transmittal letter. The preliminary amendment indicates that claim 1 has been amended however, claim 1 as filed in the preliminary amendment is the same as claim 1 filed in the amendment after final of 4/22/02, and does not appear to be amended. Furthermore, the marked up copy of claim 1 submitted with the preliminary amendment of 10/10/02 does not correspond to claim 1 in the now entered amendment after final. Any preliminary amendments should amend the claims as set forth in the now entered amendment after final. In addition, as noted in the advisory action mailed on 5/16/02, the clean and marked up copies of claims 5 and 25 do not correspond. In the preliminary amendment filed on 10/10/02 the clean and marked up copies of claims 5 and 25 still do not correspond. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Any inquiry concerning this communication or earlier communications from the examiner(s) should be directed to Peter Paras, Jr., whose telephone number is 703-308-8340. The examiner can normally be reached Monday-Friday from 8:30 to 4:30 (Eastern time).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Deborah Reynolds, can be reached at 703-305-4051. Papers related to this application may be submitted by facsimile transmission. Papers should be faxed via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notice published in the Official Gazette, 1096 OG 30 (November 15, 1989). The CM1 Fax Center numbers are (703) 308-4242 and (703) 305-3014.

Inquiries of a general nature or relating to the status of the application should be directed to Dianiece Jacobs whose telephone number is (703) 305-3388.

Peter Paras, Jr.
Art Unit 1632

PETER PARAS
PATENT EXAMINER